

2013 Assembly Bill 274 (LRB -2647)

An Act to repeal 946.47 (3); to amend 946.47 (1) (intro.); and to create 946.47 (2m) of the statutes; relating to: aiding a felon and providing penalties. (FE)

2013

08-05.	A.	Introduced by Representatives Bies, Jacque, Nass, A. Ott, Sinicki, Spiros, Strachota and Stroebel; cosponsored by Senators Olsen, Carpenter and Kedzie.	285
08-05.	A.	Read first time and referred to Committee on Criminal Justice	285
08-15.	A.	Fiscal estimate received	
08-22.	A.	Fiscal estimate received	
08-23.	A.	Fiscal estimate received	
11-21.	A.	Fiscal estimate received	
12-12.	A.	Public hearing held	

2014

01-09.	A.	Executive action taken	
02-03.	A.	Report passage recommended by Committee on Criminal Justice, Ayes 7, Noes 3	575
02-03.	A.	Referred to Committee on Rules	575
02-11.	A.	Placed on calendar 2-13-2014 by Committee on Rules	
02-13.	A.	Read a second time	634
02-13.	A.	Ordered to a third reading	634
02-13.	A.	Rules suspended	634
02-13.	A.	Read a third time and passed	634
02-13.	A.	Ordered immediately messaged	634
02-14.	S.	Received from Assembly	670
02-17.	S.	Read first time and referred to committee on Senate Organization	675
02-17.	S.	Available for scheduling	
03-14.	S.	Public hearing requirement waived by committee on Senate Organization, pursuant to Senate Rule 18 (1m), Ayes 5, Noes 0	778
03-14.	S.	Placed on calendar 3-18-2014 pursuant to Senate Rule 18(1)	779
03-18.	S.	Read a second time	
03-18.	S.	Ordered to a third reading	
03-18.	S.	Rules suspended	
03-18.	S.	Read a third time and concurred in	
03-18.	S.	Ordered immediately messaged	
03-18.	A.	Received from Senate concurred in	

2013

ENROLLED BILL

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ADOPTED DOCUMENTS:

☒ Orig ☐ Engr ☐ SubAmdt

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Amendments to above (if none, write "NONE"): None

Corrections - show date (if none, write "NONE"): None

Topic Rel

3-20-14

Date

J. R. Miller

Enrolling Drafter



State of Wisconsin
2013 - 2014 LEGISLATURE



LRB-2647/1

PJH:sac:ph

2013 ASSEMBLY BILL 274

August 5, 2013 – Introduced by Representatives BIES, JACQUE, NASS, A. OTT, SINICKI, SPIROS, STRACHOTA and STROEBEL, cosponsored by Senators OLSEN, CARPENTER and KEDZIE. Referred to Committee on Criminal Justice.

- 1 **AN ACT to repeal** 946.47 (3); **to amend** 946.47 (1) (intro.); and **to create** 946.47
2 (2m) of the statutes; **relating to:** aiding a felon and providing penalties.

Analysis by the Legislative Reference Bureau

Current law prohibits a person from harboring or aiding a felon with intent to prevent the felon's apprehension. Current law also prohibits a person from destroying, altering, hiding, or disguising physical evidence or placing false evidence with intent to prevent the apprehension, prosecution, or conviction of a felon. These two prohibitions, however, do not apply to the felon or to his or her spouse, parents, grandparents, children, grandchildren, brothers, or sisters. A person who violates one of these prohibitions may be fined up to \$10,000 or sentenced to a term of imprisonment of up to three and one-half years, or both.

This bill eliminates the exception for the felon and the felon's spouse, parents, grandparents, children, grandchildren, brothers, and sisters. The bill also increases the violation for violating these prohibitions if the felon being aided committed: 1) a Class A, B, C, or D felony; 2) an unclassified felony that is punishable by a sentence of life imprisonment; or 3) an offense in another state that is punishable by imprisonment there for one year or more and that would, if committed in Wisconsin, be a Class A, B, C, or D felony or be punishable by a sentence of life imprisonment. A person who aids the felon who commits these offenses is guilty of a Class G felony and may be fined up to \$25,000 or imprisoned for up to ten years, or both.

Because this bill creates a new crime or revises a penalty for an existing crime, the Joint Review Committee on Criminal Penalties may be requested to prepare a report concerning the proposed penalty and the costs or savings that are likely to result if the bill is enacted.

ASSEMBLY BILL 274

For further information see the ***state and local*** fiscal estimate, which will be printed as an appendix to this bill.

The people of the state of Wisconsin, represented in senate and assembly, do enact as follows:

SECTION 1. 946.47 (1) (intro.) of the statutes is amended to read:

946.47 (1) (intro.) Whoever does either of the following is ~~guilty of a Class I~~
felony may be penalized as provided in sub. (2m):

SECTION 2. 946.47 (2m) of the statutes is created to read:

946.47 (2m) Whoever violates sub. (1) is guilty of the following:

(a) A Class G felony, if the offense committed by the felon being aided is, or would have been if the offense had been committed in this state, any of the following:

1. A Class A, B, C, or D felony.

2. An unclassified felony that is punishable by a sentence of life imprisonment.

(b) A Class I felony, if the offense committed by the felon being aided is, or would have been if the offense had been committed in this state, any of the following:

1. A Class E, F, G, H, or I felony.

2. An unclassified felony that is not punishable by a sentence of life imprisonment.

SECTION 3. 946.47 (3) of the statutes is repealed.

(END)